

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

15-CV-4592

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AGUSTIN MORALES AGUILAR, JUAN
MESIAS LEON CALLE, LUIS PEREZ
CUAUTLA, MARCEL GERARDO
MENDEZ, OSCAR HERNANDEZ, LUIS
VAZQUEZ TOLENTINO, JAVIER JUSTO
HERNANDEZ, PEDRO FERNANDEZ
ESPINOSA and HERMINIO LUNA,
*individually and on behalf of others similarly
situated,*

**STIPULATION OF PARTIAL
DISMISSAL WITHOUT
PREJUDICE**

Plaintiffs,

-against-

PHILKA GROCERY CORP. (d/b/a LITTLE
ITALY PIZZA), DINO MAZZELA, DINA
RAPA, BINO RAPPA, PAEDEO RAPPA,
CAROLINA RAPPA, FILIPPO RAPPA,
JOSEPHINE RAPPA and TADDEO RAPPA,

Defendants.

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It is hereby agreed by the undersigned attorneys for Plaintiffs and Defendants, that all of plaintiff Pedro Fernandez' claims against Defendants in this action shall be dismissed, without prejudice, and without costs and attorneys' fees.

Dated: September 9, 2016

By: 

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SO ORDERED.

Dated: _____

Hon. Alvin K. Hellerstein
United States District Judge